



Attorney Docket No.: 5762.200-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Sorensen et al.

Serial No.: 09/577,694

Group Art Unit: 1772

Filed: May 22, 2000

Examiner: Hon, Sow Fun

For: Injection – Molded Stopper For Medical Containers

EXPRESS MAIL CERTIFICATE

Express Mail Label Certificate No.: EV 246876885 US

Date of Deposit: October 6, 2003

RECEIVED  
OCT 10 2003  
TC 1700

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached correspondence comprising:

1. Request for Continued Examination (RCE) Transmittal (in duplicate)
2. Amendment under 37 C.F.R.1.111 (7 pages)
3. Petition and Fee For Extension of Time (in duplicate)

is being deposited with the United States Postal Service as express mail label no. EV 246876885 US in an envelope addressed to:

MS: RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on October 6, 2003

Rashida Haji  
(name of person mailing paper)

Rashida Haji  
(signature of person mailing paper)

RCE/1772

PTO/SB/30 (01-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.**

# Request For Continued Examination (RCE) Transmittal

**Address to:**  
**Commissioner for Patents**  
**Box RCE**  
**Washington, DC 20231**

<b>Application Number</b>	09/577,694
<b>Filing Date</b>	05/22/2000
<b>First Named Inventor</b>	Anne Sorensen
<b>Art Unit</b>	1772
<b>Examiner Name</b>	Hon, Sow Fun
<b>Attorney Docket Number</b>	5762.200-US

RECEIVED  
OCT 10 2003  
TC 1700

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1.	Submission required under 37 CFR 1.114
----	--

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

### 3. Fees


The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

- a. ☒ Deposit Account No. 14-1447
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Marc A. Began	Registration No. (Attorney/Agent)	48,829
Signature		Date	October 6, 2003

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)			
Signature		Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

**If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.**

**09577694**

1447

00000118

770.00 DA

10/08/2003

**02 FC:1801**



Attorney Docket No.: 5762.200-US

PATENT

12/B  
10/15/03  
pc

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Sorensen et al.

Serial No.: 09/577,694

Group Art Unit: 1772

Filed: May 22, 2000

Examiner: Hon, Sow Fun

For: Injection – Molded Stopper For Medical Containers

RECEIVED  
OCT 10 2003  
TC 1700

**AMENDMENT UNDER 37 C.F.R. 1.111**

Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed, April 8, 2003, Applicants respectfully request entry of the following amendment and reconsideration of the pending claims.

**In the Claims**

Please cancel claims 1-42 and add new claims 43 to 60.

Claims (1-42) – Cancelled

43. (New) A stopper comprising an injection-mouldable material made of a combination of butyl based rubber and a thermoplastic polymer, characterized in that the butyl based rubber is present in an amount of 70-90 % by weight and the thermoplastic polymer is present in an amount of 30-10 % by weight wherein the thermoplastic polymer is selected from the group of polyolefines consisting of polypropylene and polyethylene and wherein the combination of the butyl based rubber and the